

Mary E. Bacon, Esq.
(NV Bar No. 12686)
SPENCER FANE LLP
300 S. Fourth Street, Suite 1600
Las Vegas, Nevada 89101
Telephone: 702.408.3400
Facsimile: 702.938.8648
Email: mbacon@spencerfane.com

*Attorneys for USAA General
Indemnity Company*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

LAWRENCE DAY,

Plaintiff,

vs.

**USAA GENERAL INDEMNITY
COMPANY,**

Defendants.

Case No. 2:25-cv-00273-CDS-BNW

**STIPULATION AND ORDER TO
EXTEND DISCOVERY DEADLINES
(SECOND REQUEST)**

Defendant USAA General Indemnity Company (“USAA GIC”) and Plaintiff Lawrence Day (“Day” or “Plaintiff” and together with USAA GIC collectively referred to as the “Parties”), by and through their respective undersigned counsel, hereby stipulate and agree to extend the Discovery Deadlines. This is the Parties’ *second* requested extension of the deadlines.

A. DISCOVERY THAT HAS BEEN COMPLETED

The Parties have made initial disclosures and Defendant has subpoenaed Plaintiff’s medical providers. The parties have also exchanged written discovery and are actively engaged in settlement discussions with **mediation scheduled for August 7, 2025**. Further, Plaintiff intends on filing a motion to add parties to this action. The Parties have met and conferred and have agreed to extend discovery by 5-weeks to accommodate further settlement discussions. The parties agree that continuing settlement discussion is a better use of resources instead of motion work and additional discovery.

B. DISCOVERY REMAINING

1. Written discovery
2. Deposition discovery
3. Expert discovery
4. All other discovery allowed under FRCP 26.

C. REASONS DEADLINES CANNOT BE SATISFIED

Good cause exists to grant the requested deadline. The parties have engaged in good faith settlement discussions and are scheduled to **mediate this case on August 7, 2025**. Plaintiff intends to file a motion to amend the Complaint to add a party. However, the deadline to add or amend parties was July 18, 2025. Rather than file a motion that may be unnecessary, which would trigger briefing deadlines and/or extensions, the parties respectfully request a short extension of the discovery deadlines to focus on case resolution instead of litigation.

D. PROPOSED SCHEDULE FOR COMPLETING REMAINING DISCOVERY

Event	Current Deadline	Proposed Deadline
Amend Pleadings and Add Parties	07/18/25	8/22/25
Initial Expert Disclosure	08/18/25	9/22/25
Rebuttal Expert Disclosure	09/16/25	10/21/25
Close of Discovery	10/16/25	11/20/25
Dispositive Motion	11/17/25	12/22/25

E. CURRENT TRIAL DATE

A trial has not been set.

This request is made in good faith and not for the purpose of delay.

Dated this ____ day of _____ 2025.

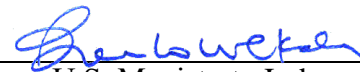
CONFIDENCE LEGAL

SPENCER FANE LLP

/s/ Troy K. Flake
Jordan M. Flake, Esq.
(NV Bar No. 10583)
Troy K. Flake, Esq.
(NV Bar No. 16859)
8905 S. Pecos Rd., Ste. 23B
Henderson, NV 89074
Attorneys for Plaintiff

Mary E. Bacon
Mary E. Bacon, Esq.
(NV Bar No. 12686)
300 S. Fourth Street, Suite 1600
Las Vegas, NV 89101
*Attorneys for USAA General Indemnity
Company*

ORDER


U.S. Magistrate Judge

DATED: 7/25/2025